THE HONOURABLE SRI JUSTICE A.GOPAL REDDY

W.P.No.12216/2005

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S.A. Unneesa Belgum ..Petitioner

V.

1.The District Collector, East Godavari District at Kakinada and others.

..Respondents.

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W.P.No.12216/2005

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ORAL ORDER

The petitioner was appointed as a Fair Price shop dealer for Shop No.4 of Cheyyeru village, Katrenikona (M), East Godavari District in the year 1995. On the allegation that she supplied 100 KGs of PDS rice to one individual, her authorisation was suspended by proceedings dt. 13-5-2003 and ultimately the same was cancelled after enquiry on 21-5-2004. The petitioner who unsuccessfully challenged the cancellation order before the second respondent, the Joint Collector, East Godavari District at Kakinada filed revision before the first respondent, the District Collector, East Godavari District at Kakinada, who is the revisional authority on 14-3-2005. Pending revision, the third respondent, the Revenue Divisional Officer, Amalapuram issued proceedings dt. 7-4-2005 appointing the fifth respondent as permanent dealer in respect of the fair price shop in question. Questioning the said proceedings, the present writ petition has been filed stating that when statutory revision is pending, vacancy shall not be filled up, on permanent basis, until the remedies available to the petitioners are exhausted.

Learned Government Pleader for Civil Supplies, on instructions, submits that the revision petition filed by the petitioner was dismissed by the revisional authority on 26-12-005. In view of the dismissal of the revision, challenge made to the appointment of the fifth respondent does not survive.

The writ petition is accordingly dismissed. However, the petitioner is at liberty to avail the remedies as are available under law against the dismissal of the revision before the appropriate forum.

26-4-2006

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